

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.

Debtor.

Chapter 11

Case No. 19-34054 (SGJ)

MARC S. KIRSCHNER, AS LITIGATION  
TRUSTEE OF THE LITIGATION SUB-  
TRUST,

*Plaintiff*

v.

JAMES D. DONDERO; MARK A. OKADA;  
SCOTT ELLINGTON; ISAAC LEVENTON;  
GRANT JAMES SCOTT III; FRANK  
WATERHOUSE; STRAND ADVISORS, INC.;  
NEXPOINT ADVISORS, L.P.; HIGHLAND  
CAPITAL MANAGEMENT FUND  
ADVISORS, L.P.; DUGABOY INVESTMENT  
TRUST AND NANCY DONDERO, AS  
TRUSTEE OF DUGABOY INVESTMENT  
TRUST; GET GOOD TRUST AND GRANT  
JAMES SCOTT III, AS TRUSTEE OF GET  
GOOD TRUST; HUNTER MOUNTAIN  
INVESTMENT TRUST; MARK & PAMELA  
OKADA FAMILY TRUST – EXEMPT TRUST  
#1 AND LAWRENCE TONOMURA AS  
TRUSTEE OF MARK & PAMELA OKADA  
FAMILY TRUST – EXEMPT TRUST #1;  
MARK & PAMELA OKADA FAMILY  
TRUST – EXEMPT TRUST #2 AND  
LAWRENCE TONOMURA IN HIS  
CAPACITY AS TRUSTEE OF MARK &  
PAMELA OKADA FAMILY TRUST –  
EXEMPT TRUST #2; CLO HOLDCO, LTD.;  
CHARITABLE DAF HOLDCO, LTD.;  
CHARITABLE DAF FUND, LP.; HIGHLAND

Adv. Pro. No. 21-03076-sgj

JOINDER OF THE DONDERO  
DEFENDANTS TO THE FORMER  
EMPLOYEE DEFENDANTS' MOTION  
TO STAY THE ADVERSARY  
PROCEEDING

DALLAS FOUNDATION; RAND PE FUND I,  
LP, SERIES 1; MASSAND CAPITAL, LLC;  
MASSAND CAPITAL, INC.; SAS ASSET  
RECOVERY, LTD.; AND CPCM, LLC,

*Defendants.*

**JOINDER OF DONDERO DEFENDANTS TO THE FORMER EMPLOYEE  
DEFENDANTS' MOTION TO STAY THE ADVERSARY PROCEEDING**

James Dondero, Dugaboy Investment Trust, Get Good Trust, and Strand Advisors, Inc. (collectively, the “Dondero Defendants”) hereby join and adopt the points and authorities offered in the Former Employee Defendants’ Motion to Stay the Adversary Proceeding Pending Resolution of the Motion to Withdraw the Reference [Adv. Dkt. No. 30] (the “Motion to Stay”). The arguments set forth in the Motion to Stay also apply with respect to the Dondero Defendants’ Motion to Withdraw the Reference [Adv. Dkt. No. 45]. For the reasons set forth in the Motion to Stay, the Dondero Defendants respectfully request that the Court stay the Adversary Proceeding pending resolution of (i) Motion of the Dondero Defendants to Withdraw the Reference [Adv. Dkt. No. 45]; (ii) Motion to Withdraw the Reference for the Causes of Action in the Complaint Asserted against the Former Employee Defendants [Adv. Dkt. No. 27], (iii) Motion of the Okada Parties to Withdraw the Reference [Adv. Dkt. No. 36]; and (iv) all other motions to withdraw the reference pending in the Adversary Proceeding at the time the Court considers the Motion to Stay.

Dated: January 26, 2022

Respectfully submitted,

DLA PIPER LLP (US)

/s/ Amy L. Ruhland

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